

ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

BRIAN WELLS, D.C., PRES.
ALLAN LOWMAN, D.C., VICE-PRES.
KENNETH RANDOLPH, D.C., SEC /TRES.
J. MATTHEW YOUNGBLOOD, D.C. (PRECEPTOR)
JOHN D. NEILL, D.C.
BRAD RUSSELL, D.C.
RENEE PHILPOT BOWEN, D.C.
KIMBERLY OGLETREE, D.C.
JOHN SEGREST, CONSUMER MEMBER



SHEILA BOLTON
EXECUTIVE DIRECTOR
126 CHILTON PLACE
CLANTON, ALABAMA 35045
1-800-949-5838
1-205-755-8000
(FAX) 1-205-755-0081

Regular meeting of the Alabama State Board of Chiropractic Examiners, Thursday, October 7, 2021, at The Lodge at Gulf State Park, Executive Board Room, Gulf Shores, Alabama.

Prior notice of the meeting has been given, in accordance with the Alabama Open Meetings Act.

Roll was called. Those attending were: Dr. Wells - President Dr. Lowman - Vice-President, Dr. Randolph- Secretary/Treasurer. Members – Drs. Bowen, Ogletree, Youngblood, Neill, and Mr. Segrest. Sheila Bolton, Executive Director, Amy Deavers, Administrative Assistant.
Absent: Dr. Russell Guests: None.

Dr. Wells announced quorum existed and called the meeting to order at 8:15 PM.

Motion # 1 was made by Dr. Lowman and seconded by Dr. Randolph, “I move the Board **ratify** the **minutes** from **June 11** and **August 26, 2021**, as presented.” PASSED / unanimous

Sheila Bolton gave the Financial Report.

Motion # 2 was made by Dr. Neill and seconded by Mr. Segrest, “I move the Board **adopt** the **Financial Report** as given.” PASSED / unanimous

The Board reviewed the Wellness Committee Report.

Dr. Youngblood gave the Preceptor Report.

Sheila gave an update on scanning.

Motion # 3 was made by Dr. Randolph and seconded by Dr. Lowman, “I move the Board only scan **Clinic Permit** and **Licensee** files.” PASSED / unanimous Note: General Memoranda files will be destroyed according to the Board Records Disposition Authority. Shredding of scanned documents will begin January 2022.

Motion # 4 was made by Dr. Lowman and seconded by Dr. Randolph, “I move the Board make a **resolution** and **request** an **Attorney General’s opinion** as discussed.” PASSED / unanimous

Motion # 5 was made by Dr. Lowman and seconded by Dr. Randolph, “I move the Board **propose** an amendment to **Rule 190-X-2-.19 Application; Licensure by Credentials** as

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discussed.” PASSED / unanimous (Exhibit A)

Motion # 6 was made by Dr. Ogletree and seconded by Dr. Bowen, “I move the meeting be **adjourned.**” PASSED / unanimous

The meeting adjourned at 9:45 PM.

The next scheduled meeting date is Friday, October 8, 2021, at The Lodge at Gulf State Park.

Submitted by:

Brian Wells, D.C., President

Sheila Bolton, Executive Director
Recording Secretary

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Roll was called. Those attending were: Dr. Wells – President Dr. Lowman – Vice-President, Dr. Randolph- Secretary/Treasurer. Members – Drs. Bowen, Ogletree, Youngblood, Neill, and Mr. Segrest. Sheila Bolton, Executive Director, Amy Deavers, Administrative Assistant. Absent: None Arrived late: Dr. Russell Guests: None.

Dr. Wells announced quorum existed and called the meeting to order at 8:30 AM.

The Board discussed staffing changes needed based on the Executive Director’s pending retirement.

Motion #7 was made by Dr. Lowman and seconded by Dr. Randolph, “I move the Board **appoint Danyula Flowers** to the **Executive Director** position effective **May 1, 2022.**” Roll call vote: Ayes –Lowman, Randolph, Bowen, Ogletree, Youngblood, Russell, Segrest, Neill, Wells PASSED

Motion #8 was made by Dr. Lowman and seconded by Dr. Russell, “I move the Board enter a **transition contract** for three (3) months with **Sheila Bolton** to begin May 1, 2022, or as soon after as approvals are obtained.” Roll call vote: Ayes –Lowman, Randolph, Bowen, Ogletree, Youngblood, Russell, Segrest, Neill, Wells PASSED

Motion #9 was made by Dr. Russell and seconded by Dr. Neill, “I move the Board allow **Danyula Flowers** as the new **Executive Director** to earn **comp time hour for hour** for each week over 40 hours.” Roll call vote: Ayes –Lowman, Randolph, Bowen, Ogletree, Youngblood, Russell, Segrest, Neill, Wells PASSED

Motion #10 was made by Dr. Randolph and seconded by Dr. Bowen, “I move the Board request State Personnel **create an Executive Assistant III** position at **pay grade 75.**” Roll call vote: Ayes –Lowman, Randolph, Bowen, Ogletree, Youngblood, Russell, Segrest, Neill, Wells PASSED

Motion #11 was made by Dr. Randolph and seconded by Dr. Bowen, “I move the Board **amend** the previous motion to specify **pay grade 75 step 3.**” Roll call vote: Ayes –Lowman, Randolph, Bowen, Ogletree, Youngblood, Russell, Segrest, Neill, Wells PASSED

Motion #12 was made by Dr. Randolph and seconded by Dr. Bowen, “I move the Board allocate Amy Deavers to the **Executive Assistant III** position at pay grade 75 step 3 when created.” Roll call vote: Ayes –Lowman, Randolph, Bowen, Ogletree, Youngblood, Russell, Segrest, Neill, Wells

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PASSED

Motion #13 was made by Mr. Segrest and seconded by Dr. Neill, “I move the Board **allow Amy Deavers as Executive Assistant III to earn comp time hour for hour for each week over 40 hours.**” Roll call vote: Ayes –Lowman, Randolph, Bowen, Ogletree, Youngblood, Russell, Segrest, Neill, Wells PASSED

Motion # 14 was made by Dr. Neill and seconded by Dr. Bowen, “I move the Board **fill one of the vacant ASA I or ASAII positions as soon as possible.**” Roll call vote: Ayes –Lowman, Randolph, Bowen, Ogletree, Youngblood, Russell, Segrest, Neill, Wells PASSED

Motion #15 was made by Dr. Randolph and seconded by Dr. Neill, “I move the Board **proceed out of order to Complaints**” PASSED / unanimous

The Board reviewed Fines & Costs since the last meeting.

The Board discussed upcoming hearings and current complaints in process.

Motion # 16 was made by Dr. Randolph and seconded by Dr. Russell, “I move the Board **close the complaint No PC on Aric Butler 20-05-008-011.**” Recused Bowen and Ogletree Others –Aye PASSED

Motion # 17 was made by Dr. Ogletree and seconded by Dr. Bowen, “I move the Board **close the complaint on William Chase Horton 21-08-013-024 and send a warning letter and place a copy of the letter in the**” Recused Segrest, Lowman, Randolph, and Youngblood Others –Aye PASSED

Motion # 18 was made by Dr. Bowen and seconded by Dr. Youngblood, “I move the Board **proceed out of order to New Business #3 and 4.**” PASSED / unanimous

Dr. Wells gave a Presidential Directive appointing the new Legislative Committee for 2022: Drs. Wells, Bowen, and Lowman.

The Board discussed upcoming potential legislation.

Motion # 19 was made by Dr. Lowman and seconded by Dr. Randolph, “I move the meeting be **adjourned.**” PASSED / unanimous

The meeting adjourned at 10 AM.

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The next scheduled meeting date is Saturday, October 9, 2021, at The Lodge at Gulf State Park.

Submitted by:

Brian Wells, D.C., President

Sheila Bolton, Executive Director
Recording Secretary

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Dr. Wells announced quorum existed and called the meeting to order at 8:30 AM.

The Board discussed the NDA from AIRROSTI. No action was taken.

Motion # 20 was made by Dr. Neill and seconded by Mr. Segrest, “I move the Board send a response to Dr. DeBease as discussed. PASSED / unanimous

The Board discussed several calls received regarding the emergency rule relating to online hours.

Sheila Bolton gave the Legal Report for Mr. Ward.

The Board discussed Mr. Sanderford’s request regarding a bill he is planning to introduce relative to the registration of acupuncturist. A Presidential Directive was given to table the discussion for input from the Alabama State Chiropractic Association and possibly the American Chiropractic Association.

The Board discussed the requirement for regulations to deal with §31-12A-1 et seq, Licensure and Academic Credit for Discharged Military Service Members. A Presidential Directive was given to table the discussion for input from Mr. Ward.

Motion # 21 was made by Dr. Russell and seconded by Dr. Bowen, “I move the Board **close** the complaint on **Rod Sones 21-08-013-023** and send a **warning letter** and place a copy of the letter in the file.” Recused Segrest, Lowman, Randolph, and Youngblood–Aye Others PASSED

Motion # 22 was made by Dr. Randolph and seconded by Dr. Russell, “I move the meeting be **adjourned.**” PASSED / unanimous

The meeting adjourned at 10:00 AM.

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The next scheduled meeting date is Sunday, October 10, 2021, at The Lodge at Gulf State Park.

Submitted by:

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Sheila Bolton, Executive Director
Recording Secretary

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Dr. Wells announced quorum existed and called the meeting to order at 8:00 AM.

The Board discussed no candidates qualify for District 2. Dr. John Neill will serve as a defacto member for an additional year. The election will be requalified next August.

Motion # 23 was made by Dr. Lowman and seconded by Mr. Segrest, “I move the Board **qualify Brian Wells** for the **District 3** election.” PASSED / unanimous Note: He was the only candidate therefore he will be declared the winner in December.

The Board discussed the 2022 Meeting Dates. No action was taken.

The Board reviewed the Fees Rule for possible changes. No action was taken.

Motion # 24 was made by Dr. Neill and seconded by Mr. Segrest, “I move the Board **adopt the ASBCE COVID-19 Staff Guidelines** as presented.” PASSED / unanimous (Exhibit B)

Motion # 25 was made by Dr. Randolph and seconded by Dr. Bowen, “I move the Board **approve Robert A. Larsen’s SNAW (Statement of Non Attendance Waiver)** for the **2021-22 renewal period to waive six (6) continuing education hours for personal medical reasons.**” PASSED / unanimous

Dr. Ogletree gave a report on her audit of “Medicare, Insurance & Coding: How to Get It Right!”.

The Board reviewed Scott Brasher’s report on his attendance at the CLEAR Investigators Training.

Motion # 26 was made by Dr. Ogletree and seconded by Dr. Lowman, “I move the Board **approve Dr. Bowen’s** travel to the **NBCE Part IV Exam November 12-14, 2021** in Port Orange, FL.” PASSED / unanimous (Note: Expenses to be paid by the NBCE.)

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Motion # 27 was made by Dr. Bowen and seconded by Dr. Ogletree, “I move the Board approve **Dr. Brian Pierce’s** request to **allow a Palmer student observe only in his office.**” PASSED / unanimous Note: As outlined this does not require participation in the Extern program.

Dr. Lowman gave a report on the presentation of the Alabama Law at the CSA Seminar August 7, 2021.

Dr. Youngblood gave a report on the FCLB District II meeting September 23-26, 2021 in Ft. Walton Beach, FL.

The Board reviewed the remaining 2021 meeting dates.

Motion # 28 was made by Dr. Neill and seconded by Dr. Randolph, “I move the meeting be **adjourned.**” PASSED / unanimous

The meeting adjourned at 9:30 AM.

The next scheduled meeting date is Friday, November 5, 2021 at the Alabama State Board of Chiropractic Examiners office, Clanton, Alabama.

Submitted by:

Brian Wells, D.C., President

Sheila Bolton, Executive Director
Recording Secretary